

TWENTY-FOURTH DAY.

(Tuesday, September 25, 1917.)

The House met at 9:30 o'clock a. m.
pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called and the following
members were present:

Mr. Speaker.	Martin.
Baker.	Meador.
Beard of Milam.	Mendell.
Beasley.	Metcalfe.
Beason.	Miller of Dallas.
Bedell.	Monday.
Bell.	Morris.
Bertram.	Murrell.
Blackburn.	Neeley.
Blackmon.	Neill.
Bland.	Nordhaus.
Bledsoe.	O'Banion.
Bryan.	O'Brien.
Bryant.	Osborne.
Burton of Rusk.	Parks.
Burton of Tarrant.	Peyton.
Butler.	Pillow.
Cadenhead.	Pope.
Carlock.	Raiden.
Cates.	Reeves.
Clark.	Richards.
Cope.	Robertson.
Cox.	Roemer.
Crudgington.	Russell.
Davis of Dallas.	Sackett.
Davis of Grimes.	Sentell.
Davis	Schlesinger.
of Van Zandt.	Schlosshan.
De Bogory.	Scholl.
Denton.	Seawright.
Dudley.	Sholars.
Dunnam.	Smith of Hopkins.
Estes.	Spencer of Wise.
Fairchild.	Spradley.
Fisher.	Stewart.
Fitzpatrick.	Swope.
Fly.	Taylor.
Greenwood.	Templeton.
Hardey.	Terrell.
Harris.	Thomason
Hill.	of El Paso.
Holaday.	Thomason
Holland.	of Nacogdoches.
Hudspeth.	Thompson
Johnson.	of Hunt.
Jones.	Thompson
Laas.	of Red River.
Lacey.	Tilltson.
Lanier.	Tilson.
Lee.	Tinner.
Lindemann.	Trayler.
Low	Tschoepe.
of Washington.	Veatch.
McComb.	Walker.
McDowra.	White.
McMillin.	Williford.

Wilson.
Woods.

Woodul.
Yantis.

Absent.

Bagby.	Nichols.
Beard of Harris.	Peddy.
Blalock.	Rogers.
Canales.	Smith of Scurry.
Florer.	Spencer of Nolan.
Haidusek.	Strayhorn.
Hartman.	Thomas.
Hawkins.	Upchurch.
Laney.	Valentine.
Lange.	Wahrmund.
Lowe	Williams
of McMullen.	of Brazoria.
McCoy.	Williams
McFarland.	of McLennan.
Moore.	

Absent—Excused.

Brown.	Poage.
Dodd.	Sallas.
Miller of Austin.	Smith of Bastrop.

The Speaker announced a quorum
present.

Prayer was then offered by Rev. J. C.
Mitchell, Chaplain.

LEAVES OF ABSENCE GRANTED.

The following members were granted
leaves of absence on account of impor-
tant business:

Mr. Miller of Austin, for today, on
motion of Mr. Holland.

Mr. Sallas, indefinitely, on motion of
Mr. Fairchild.

Mr. Roemer, for this week, on motion
of Mr. Lanier.

Mr. Dodd, indefinitely, on motion of
Mr. Smith of Hopkins.

On motion of Mr. Seawright, Mr.
Smith of Bastrop was excused for yester-
day and today, on account of sickness.

BILL ORDERED NOT PRINTED.

On motion of Mr. Hudspeth, it was
ordered that House bill No. 56 be not
printed.

PROVIDING COPIES OF ENROLLED
BILLS.

The Speaker laid before the House, for
consideration at this time, the follow-
ing resolution:

Senate Concurrent Resolution No. 3,
providing copies of enrolled bills for the
Secretary of State.

Whereas, It is necessary that copies
of all enrolled bills in both the Senate

and the House be furnished to the State Printer by the Secretary of State, and by such copies being furnished much time and expense can be saved the State; therefore, be it

Resolved by the Senate, the House of Representatives concurring, That the Enrolling Clerk of the Senate and the Enrolling Clerk of the House of Representatives be directed to make carbon copies of all enrolled bills that are sent to the Governor for his approval and be directed to furnish the same to the Secretary of State; said Enrolling Clerks of the Senate and the House are hereby further instructed to immediately deliver to the office of the Secretary of State copies of all enrolled bills passed by the Second Called Session of the Legislature, 1917.

The resolution was read second time and was adopted.

RELATING TO FEDERAL COTTON TAX FUND.

Mr. Reeves offered the following resolution:

H. C. R. No. 1, Requesting Congress to appropriate the "Cotton Tax Fund" to Confederate soldiers, sailors and their widows.

Whereas, The Supreme Court of the United States in a recent decision has held to be unconstitutional the law under which the cotton tax fund was collected by the Federal government; and

Whereas, Owing to the great number from whom it was collected and the difficulty of the establishment of the individual rights thereto; and

Whereas, The money has remained in the Federal treasury for a half century unclaimed; and it becomes more and more difficult to establish a claim as time goes by; and

Whereas, There are none more worthy or who more truly represent the spirit of the South than those Confederates from whom the taxes were collected and their widows; and

Whereas, If the Congress of the United States should appropriate money to repay these taxes it would enable the survivors of the Confederacy to pass their remaining years in comparative comfort; and

Whereas, Said veterans and their descendants have proved their loyalty to their country by following the flag under the matchless Joe Wheeler in the Spanish-American war; and

Whereas, The hundreds of thousands

have responded to the call of the peerless leader, Woodrow Wilson, to enlist in their cause of their country and fight against Germany; and for one-half of a century have helped to pay the pensions of the Federal soldiers, it is right, just and equitable for the Federal government to return to these veterans what is rightfully and morally theirs; and believing that the North and the Grand Army of the Republic would endorse this act in justice to the decimated ranks of the gray; therefore, be it

Resolved by the House, the Senate concurring, That we request our entire delegation in Congress at Washington to prepare, introduce and work for the passage of a bill to appropriate "the cotton tax fund" to the Confederate soldiers, sailors and their widows, and to order the payment thereof to each Confederate soldier, sailor and their widows in said monthly allowances as said fund will justify as long as such persons may live; therefore, be it further

Resolved, That a copy of this resolution be sent to each member of the Texas delegation in Congress and to our great President, Woodrow Wilson, by the Secretary of the Senate and the Chief Clerk of the House of the Texas Legislature.

The resolution was read second time and was adopted.

Mr. Reeves moved to reconsider the vote by which the resolution was adopted and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, September 24, 1917.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed

H. B. No. 28, A bill to be entitled "An Act to create a more efficient road system for Trinity county, Texas, etc., and declaring an emergency."

The Senate has refused to engross Senate bill No. 28 by vote of 1 yea, 24 nays.

S. B. No. 28, A bill to be entitled "An Act providing for the assignment of able-bodied male persons between the ages of 19 and 50 years, inclusive, not regularly and continuously employed, to work in occupations carried on by the

State, the counties of the State, the cities of the State, or by private employers, whenever, because of a state of war, the Governor determines such assignments to be necessary for the protection and welfare of the State, and finds such occupations essential for the protection and welfare of the United States and this State, and that same cannot be carried on as the State shall require without resort to this act, no person to be assigned to any work he is not physically able to do; and providing for the procedure and means for rules and regulations for carrying this act into effect, and for compensations to persons so assigned to work, and for penalties for non-compliance with this act, and declaring an emergency."

Respectfully,
JOHN D. McCALL,
Secretary of the Senate.

MESSAGES FROM THE ACTING GOVERNOR.

Mr. S. Raymond Brooks, private secretary to the Acting Governor, appeared at the bar of the House and, being duly announced, presented the following messages from the Acting Governor, which were read to the House:

Governor's Office,
Austin, Texas, September 25, 1917.

To the Thirty-fifth Legislature in Third Called Session:

I beg to submit for the consideration of your honorable body the following subject:

Enactment of an act to amend Chapter 35 of the General Laws of the First Called Session of the Thirty-fourth Legislature, under the head of "General Land Office: Providing that the new General Land Office building be used for the accommodation of the Department of Insurance and Banking, the Department of Agriculture, and such other departments of the State government as may be prescribed by law," so as to read, "The Department of Agriculture and such other departments of the State government as may be designated by the Governor and the Superintendent of Public Buildings and Grounds."

It is believed that other departments can be moved to the General Land Office building with greater convenience to the public than the Department of Insurance and Banking, which department it is considered also should remain nearer

to the Attorney General's Office, for the sake of convenience in carrying on the work of the Commissioner of Insurance and Banking.

Respectfully submitted,
W. P. HOBBY,
Acting Governor of Texas.

Governor's Office,
Austin, Texas, September 25, 1917.

To the Thirty-fifth Legislature in Third Called Session:

I beg to submit for the consideration of your honorable body the following subject:

Enactment of a law to permit wholesale druggists in local option territory to sell alcohol in quantities of more than one gallon to retail druggists for medicinal purposes.

Respectfully submitted,
W. P. HOBBY,
Acting Governor of Texas.

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally the first time and referred to appropriate committees, as follows:

By Mr. Templeton:

H. B. No. 55, A bill to be entitled "An Act to prevent the growth and spread of the Russian Thistle."

Referred to Committee on Agriculture.

By Mr. Hudspeth:

H. B. No. 56, A bill to be entitled "An Act to repeal all special road laws heretofore enacted for Titus county, Texas, and to specifically repeal Chapter 106 of the Special Laws of the Regular Session of the Thirty-fifth Legislature, 1913, and declaring an emergency."

Referred to Committee on Roads, Bridges and Ferries.

By Mr. Cope, Mr. McMillin and others:

H. B. No. 57, A bill to be entitled "An Act making an additional appropriation of the sum of \$50,000, or so much thereof as may be necessary, to pay the contingent expenses of the Third Called Session of the Thirty-fifth Legislature of the State of Texas, convened August 31, 1917, by proclamation of the Governor, providing how accounts may be approved, and declaring an emergency."

Referred to Committee on Appropriations.

HOUSE BILL NO. 44 ON ENGROSSMENT.

The Speaker laid before the House, as unfinished business on its passage to engrossment,

H. B. No. 44, A bill to be entitled "An Act concerning impeachment of officers; providing what officers, agents and employes may be impeached by the House of Representatives and tried thereon by the State; providing for the convening of the House and Senate for such purposes, and declaring an emergency."

The bill having been read second time on yesterday, and the following amendment by Mr. Spradley being under consideration at adjournment:

"Amend the bill by striking out the word 'employes' wherever it appears in the bill."

Question—Shall the amendment be adopted?

(Pending consideration of the amendment, Mr. Schlosshan occupied the chair temporarily.)

Mr. Butler offered the following substitute for the amendment:

Amend H. B. No. 44, by striking out the words "or employes of," in line 14 of Section 1, on page 184 of the current House Journal; and by striking out the words, "agents and employes of boards," in lines 17 and 18 of said section.

Mr. Bertram moved the previous question on the pending amendments, and the main question was ordered.

Question first recurring on the substitute, it was adopted.

Question then recurring on the amendment as substituted, yeas and nays were demanded.

The amendment as substituted was adopted by the following vote:

Yeas—69.

Beard of Milam.	Crudgington.
Beason.	Denton.
Bell.	Dudley.
Bertram.	Dunnam.
Blackburn.	Fairchild.
Bland.	Fisher.
Bledsoe.	Fitzpatrick.
Burton of Rusk.	Fly.
Burton of Tarrant.	Greenwood.
Butler.	Hardey.
Cadenhead.	Harris.
Carlock.	Holland.
Cates.	Hudspeth.
Clark.	Johnson.
Cox.	Jones.

Laas.	Roemer.
Lacey.	Schlesinger.
Lanier.	Scholl.
Lee.	Sholars.
Lindemann.	Smith of Hopkins.
Low	Spradley.
of Washington.	Stewart.
McComb.	Swope.
McDowra.	Taylor.
Martin.	Templeton.
Mendell.	Thomason
Miller of Dallas.	of El Paso.
Monday.	Thomason
Neeley.	of Nacogdoches.
Neill.	Thompson
Nordhaus.	of Red River.
O'Brien.	Tschoepe.
Parks.	Walker.
Peyton.	White.
Pillow.	Williford.
Pope.	Woodul.
Richards.	

Nays—28.

Baker.	Raiden.
Beasley.	Reeves.
Blackmon.	Robertson.
Bryan.	Russell.
Bryant.	Sackett.
Cope.	Sentell.
Davis of Dallas.	Schlosshan.
Davis of Grimes.	Spencer of Wise.
Estes.	Thompson
Holaday.	of Hunt.
McMillin.	Tinner.
Meador.	Veatch.
Metcalfe.	Wilson.
Murrell.	Yantis.
O'Banion.	

Present—Not Voting.

Mr. Speaker.	Trayler.
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Absent.

Bagby.	Morris.
Beard of Harris.	Nichols.
Bedell.	Osborne.
Blalock.	Peddy.
Canales.	Rogers.
Davis	Seawright.
of Van Zandt.	Smith of Scurry.
De Bogory.	Spencer of Nolan.
Dodd.	Strayhorn.
Florer.	Terrell.
Haidusek.	Thomas.
Hartman.	Tillotson.
Hawkins.	Tilson.
Hill.	Upchurch.
Laney.	Valentine.
Lange.	Wahrmund.
Lowe	Williams
of McMullen.	of Brazoria.
McCoy.	Williams
McFarland.	of McLennan.
Moore.	Woods.

Absent—Excused.

Brown. Sallas.
Miller of Austin. Smith of Bastrop.
Poage.

Mr. Thomason of El Paso moved the previous question on the engrossment of the bill and the motion was duly seconded.

Question—Shall the main question be now ordered?

Yeas and nays were demanded, and the main question was ordered by the following vote:

Yeas—71.

Baker.	Murrell.
Beard of Milam.	Neeley.
Beasley.	Neill.
Bell.	Nordhaus.
Bertram.	O'Banion.
Blackmon.	Peyton.
Bledsoe.	Pillow.
Bryan.	Raiden.
Bryant.	Reeves.
Burton of Rusk.	Richards.
Butler.	Robertson.
Cadenhead.	Roemer.
Cates.	Russell.
Clark.	Sackett.
Cope.	Sentell.
Cox.	Schlesinger.
Davis of Dallas.	Schlosshan.
Davis of Grimes.	Smith of Hopkins.
Dudley.	Stewart.
Estes.	Swope.
Fairchild.	Taylor.
Greenwood.	Templeton.
Hardey.	Thomason
Holaday.	of El Paso.
Hudspeth.	Thompson
Johnson.	of Hunt.
Jones.	Thompson
Lacey.	of Red River.
Lindemann.	Tilson.
Low	Tinner.
of Washington.	Traylor.
McComb.	Tschoepe.
McDowra.	Veatch.
McMillin.	Williford.
Martin.	Wilson.
Meador.	Woodul.
Metcalf.	Yantis.
Morris.	

Nays—26.

Beason.	Holland.
Blackburn.	Laas.
Carlock.	Lanier.
Crudgington.	Lee.
Denton.	Mendell.
Dunnam.	Miller of Dallas.
Fisher.	Monday.
Fitzpatrick.	O'Brien.
Fly.	Parks.
Harris.	Pope.

Scholl.
Spencer of Wise.
Spradley.

Thomason
of Nacogdoches.
Walker.
White.

Absent.

Bagby.	Moore.
Beard of Harris.	Nichols.
Bedell.	Osborne.
Blalock.	Peddy.
Bland.	Rogers.
Burton of Tarrant.	Seawright.
Canales.	Sholars.
Davis	Smith of Scurry.
of Van Zandt.	Spencer of Nolan.
De Bogory.	Strayhorn.
Dodd.	Terrell.
Florer.	Thomas.
Haidusek.	Tillotson.
Hartman.	Upchurch.
Hawkins.	Valentine.
Hill.	Wahrmund.
Laney.	Williams
Lange.	of Brazoria.
Lowe	Williams
of McMullen.	of McLennan.
McCoy.	Woods.
McFarland.	

Absent—Excused.

Brown. Sallas.
Miller of Austin. Smith of Bastrop.
Poage.

Mr. Dudley moved to reconsider the vote by which the main question was ordered.

Mr. Cope moved to table the motion to reconsider.

Yeas and nays were demanded, and the motion to table prevailed by the following vote:

Yeas—52.

Baker.	Martin.
Beasley.	Meador.
Bertram.	Metcalf.
Blackburn.	Morris.
Blackmon.	Neeley.
Bryant.	Neill.
Burton of Rusk.	O'Banion.
Cadenhead.	Peyton.
Clark.	Pillow.
Cope.	Raiden.
Crudgington.	Reeves.
Davis of Dallas.	Richards.
Davis of Grimes.	Roemer.
Estes.	Russell.
Fairchild.	Sackett.
Hardey.	Sentell.
Holaday.	Schlosshan.
Hudspeth.	Seawright.
Johnson.	Smith of Hopkins.
McComb.	Spencer of Wise.
McDowra.	Stewart.
McMillin.	Templeton.

Tilson.
Tinner.
Tschoepe.
Veatch.

Williford. .
Wilson.
Yantis.

Nays—41.

Bell.	Mendell.
Bland.	Miller of Dallas.
Burton of Tarrant.	Monday.
Butler.	Nordhaus.
Carlock.	O'Brien.
Cates.	Parks.
Cox.	Pope.
Denton.	Robertson.
Dudley.	Schlesinger.
Dunnam.	Scholl.
Fisher.	Spradley.
Fitzpatrick.	Swope.
Fly.	Taylor.
Greenwood.	Thomason
Harris.	of Nacogdoches.
Holland.	Thompson
Jones.	of Hunt.
Laas.	Thompson
Lacey.	of Red River.
Lanier.	Tillotson.
Lee.	Walker.
Lindemann.	White.

Present—Not Voting.

Mr. Speaker.	De Bogory.
Beard of Milam.	Trayler.
Bryan.	Woodul.
Davis	
of Van Zandt.	

Absent.

Bagby.	Murrell.
Beard of Harris.	Nichols.
Beason.	Osborne.
Bedell.	Peddy.
Blalock.	Rogers.
Bledsoe.	Sholars.
Canales.	Smith of Scurry.
Florer.	Spencer of Nolan.
Haidusek.	Strayhorn.
Hartman.	Terrell.
Hawkins.	Thomas.
Hill.	Thomason
Laney.	of El Paso.
Lange.	Upchurch.
Lowe	Valentine.
of McMullen.	Wahrmund.
Low	Williams
of Washington.	of Brazoria.
McCoy.	Williams
McFarland.	of McLennan.
Moore.	Woods.

Absent—Excused.

Brown.	Poage.
Dodd.	Sallas.
Miller of Austin.	Smith of Bastrop.

Question then recurring on the en-

grossment of the bill, yeas and nays were demanded.

House bill No. 44 was passed to engrossment by the following vote:

Yeas—66.

Baker.	Meador.
Beard of Milam.	Metcalfe.
Beasley.	Morris.
Bedell.	Neeley.
Bell.	Neill.
Bertram.	O'Banion.
Blackburn.	Osborne.
Blackmon.	Peyton.
Bryan.	Pillow.
Bryant.	Raiden.
Burton of Rusk.	Reeves.
Butler.	Richards.
Cadenhead.	Robertson
Clark.	Russell.
Cope.	Sackett.
Crudgington.	Sentell.
Davis of Dallas.	Schlosshan.
Davis of Grimes.	Seawright.
Davis	Smith of Hopkins.
of Van Zandt.	Spencer of Wise.
De Bogory.	Stewart.
Dudley.	Swope.
Estes.	Taylor.
Fairchild.	Templeton.
Holaday.	Thomason
Hudspeth.	of Nacogdoches.
Johnson.	Tilson.
Jones.	Tinner.
Lacey.	Trayler.
Lee.	Veatch.
McComb.	Williford.
McDowra.	Wilson.
McMillin.	Woodul.
Martin.	Yantis.

Nays—32.

Beason.	Miller of Dallas.
Burton of Tarrant.	Monday.
Carlock.	Nordhaus.
Cates.	O'Brien.
Cox.	Parks.
Denton.	Pope.
Dunnam.	Roemer.
Fisher.	Schlesinger.
Fitzpatrick.	Scholl.
Greenwood.	Spradley.
Hardey.	Thompson
Harris.	of Hunt.
Holland.	Thompson
Laas.	of Red River.
Lanier.	Tschoepe.
Lindemann.	Walker.
Mendell.	White.

Present—Not Voting.

Mr. Speaker.

Absent.

Bagby.	Blalock.
Beard of Harris.	Bland.

Bledsoe.	Peddy.
Canales.	Rogers.
Florer.	Sholars.
Fly.	Smith of Scurry.
Haidusek.	Spencer of Nolan.
Hartman.	Strayhorn.
Hawkins.	Terrell.
Hill.	Thomas.
Laney.	Thomason
Lange.	of El Paso.
Lowe	Tillotson.
of McMullen.	Upchurch.
Low	Valentine.
of Washington.	Wahrmund.
McCoy.	Williams
McFarland.	of Brazoria.
Moore.	Williams
Murrell.	of McLennan.
Nichols.	Woods.

Absent—Excused.

Brown.	Poage.
Dodd.	Sallas.
Miller of Austin.	Smith of Bastrop.

Mr. Cope moved to reconsider the vote by which the bill was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE.

Senate Chamber,
Austin, Texas, September 25, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate concurs in House amendments to Senate bill No. 7 and Senate bill No. 11.

Respectfully,

G. H. BOYNTON,

Assistant Secretary of the Senate.

HOUSE BILL NO. 43 ON SECOND READING.

On motion of Mr. Butler, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 43, A bill to be entitled "An Act to make appropriation for deficiencies in appropriations heretofore made for the support of the State government for the fiscal years ending August 31, 1916, and 1917, to cover authorized deficiency claims registered in the office of the Comptroller of Public Accounts of the State of Texas, in accordance with law, and declaring an emergency."

The Speaker laid the bill before the House and it was read second time.

Mr. Butler offered the following (committee) amendment to the bill:

Amend House bill No. 43 by striking out the figures "33,500" and insert in lieu thereof "23,500."

The (committee) amendment was adopted.

House bill No. 43 was passed to engrossment.

HOUSE BILL NO. 30 ON SECOND READING.

On motion of Mr. Mendell, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 30, A bill to be entitled "An Act making an appropriation out of the general revenue for additional support of the Game, Fish and Oyster Department for the fiscal years ending August 31, 1918, and August 31, 1919, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time, and was passed to engrossment.

Mr. Mendell moved to reconsider the vote by which the bill was passed to engrossment and to table the motion to reconsider.

The motion to table prevailed.

CONFERENCE COMMITTEE REPORT ON SENATE BILL NO. 8.

Mr. Holland called up for consideration at this time the following report of the Free Conference Committee on Senate bill No. 8.

The Speaker laid the report before the House and it was read as follows:

Austin, Texas, September 22, 1917.

Hon. W. L. Dean, President Pro Tempore of the Senate, and Hon. F. O. Fuller, Speaker of the House of Representatives.

Sirs: Your Free Conference Committee selected and appointed to adjust the differences between the Senate and the House on Senate bill No. 8, have had the same under consideration, and beg leave to report as follows, to-wit:

We recommend that the Senate con-

cur in the House amendments to Senate bill No. 8.

Respectfully submitted,

HENDERSON,
JOHNSTON of Harris,
BAILEY,
HARLEY,

On the part of the Senate.

HOLLAND,
JOHNSON,
FISHER,
MENDELL,
DUDLEY,

On the part of the House.

On motion of Mr. Holland, the report was adopted.

HOUSE BILL NO. 37 ON SECOND READING.

On motion of Mr. Carlock, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment, H. B. No. 37, A bill to be entitled "An Act to amend Section 45 of Chapter 203 of the Acts of the Regular Session of the Thirty-fifth Legislature, being an act to regulate the use and operation of vehicles upon the public highways."

The Speaker laid the bill before the House and it was read second time.

Mr. Carlock offered the following (committee) amendments to the bill:

(1)

Amend House bill No. 37 by striking out Section 1 and substituting the following:

"Section 1. That Section 45 of Chapter 31 of the Acts of the First Called Session of the Thirty-fifth Legislature, being an amendment to the law regulating the use and operation of motor vehicles upon the public highways passed at the Regular Session of the Thirty-fifth Legislature, be and the same is hereby amended to read as follows:"

(2)

Amend the caption of House bill No. 37 by striking out everything before the enacting clause and substituting the following:

"A bill to be entitled 'An Act to amend Section 45 of Chapter 31 of the Acts of the First Called Session of the Thirty-fifth Legislature, such section being an amendment to the law regulating the use and operation of motor vehicles upon the public highways passed at the Regular Session of the Thirty-fifth Leg-

islature, and which amendment provides penalties for the violation of certain provisions of said act of the Regular Session of the Thirty-fifth Legislature, and declaring an emergency.'"

The (committee) amendments were severally adopted.

House bill No. 37 was passed to engrossment.

BILL ORDERED NOT PRINTED.

On motion of Mr. Pillow, it was ordered that House bill No. 54 be not printed.

HOUSE BILL NO. 36 ON SECOND READING.

On motion of Mr. Schlesinger, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 36, A bill to be entitled "An Act to amend Article 6709, Chapter 2, Title 118, of the Revised Civil Statutes of the State of Texas for 1911, providing for acknowledgments of deeds and other instruments, by persons in military service of the United States government to be taken before any officer."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 25 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 25, A bill to be entitled "An Act to amend Article 5692, Revised Civil Statutes of Texas, as adopted in 1911, providing that actions for specific performance shall be filed within two years, and declaring an emergency."

The bill was read second time.

Mr. Sackett offered the following (committee) amendment to the bill:

Strike out the word "two" before the word "years" in the third line of Article 5692 of the bill and substitute therefor the word "four."

The committee amendment was adopted.

House bill No. 25 was passed to engrossment.

HOUSE BILL NO. 29 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 29, A bill to be entitled "An Act to amend Section 1 of Chapter 123, page 320, of the General Laws of the State of Texas, as passed by the Thirty-fifth Legislature at its regular session, so as to provide that said act shall not apply to any act permitted by the statutes of the United States of America, or by the United States Army and Navy Regulations nor be construed to apply to a newspaper, periodical, book, pamphlet, circular, certificate, diploma, warrant, or commission of appointment to office, ornamental picture, article of jewelry, or stationery for use in correspondence, on any of which shall be printed, painted, or placed said flag or flags, disconnected from any advertisement, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 41 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 41, A bill to be entitled "An Act to amend Sections 3, 12 and 16 of Chapter 190, of the Acts of the Regular Session of the Thirty-fifth Legislature, creating a State Highway Department, and which sections relate to the powers, duties and compensation of the State Highway Commission to the allotment of highway funds in aid of road construction, and to annul fee for registration of motor vehicles and motorcycles."

The bill was read second time.

On motion of Mr. Carlock, the bill was laid on the table subject to call.

HOUSE BILL NO. 46 ON SECOND READING.

On motion of Mr. Spencer of Wise, the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 46, A bill to be entitled "An Act to amend Article 925, Chapter 6, Title 22, Revised Civil Statutes of Texas, 1911, providing for the levy and collection of an ad valorem tax by a city or town sufficient to meet interest payments and to create a sinking fund on all indebtedness incurred prior to the adoption of the constitutional amendment in 1883, regarding the power of a city or town

to levy and collect taxes, providing for the levy and collection of taxes by a city or town for current expenses, the erection and equipment of or the purchase of public buildings, waterworks, sewers, and other permanent improvements, for the construction of roads, bridges, streets, and for the support and maintenance of public free schools, for the purchase of sites, erection and equipment of public free school buildings, applying the law to certain districts, classifying districts and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

HOUSE BILL NO. 48 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 48, A bill to be entitled "An Act to create a more efficient road system for Red River county, Texas; making the county commissioners ex-officio road commissioners, and providing for their compensation and defining their powers and duties; providing for the working of hands on the public roads who fail to pay road tax as provided for; providing for the working of roads by contract, if the court so determines; providing for county road superintendent, if the court in its discretion thinks it proper; providing for the collection and disbursement of certain moneys and the payment of fees for special services by certain county officials; providing for penalties for the enforcement of the provisions of this act; declaring its provisions are supplemental to all general laws of the State on the subject and especially declaring that its provisions shall not conflict with any of the provisions of Chapter 31 of the Local and Special Laws of the Thirty-fourth Legislature, and found on page 91 et seq., of the printed acts thereof."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 42 ON SECOND READING.

On motion of Mr. Mendell the regular order of business was suspended to take up and have placed on its second reading and passage to engrossment,

H. B. No. 42, A bill to be entitled

"An Act establishing the claim of S. S. Perry against the State of Texas for breach of contract entered into between him and the Board of Prison Commissioners; making an appropriation in payment of said claim; declaring that the Board of Prison Commissioners shall replace the amount thus appropriated when they have the funds, and declaring an emergency."

The Speaker laid the bill before the House, it was read second time and was passed to engrossment.

APPOINTMENT OF PAGE ANNOUNCED.

The Speaker announced the appointment of Paul Bledsoe as page.

RECESS.

On motion of Mr. Beason, the House, at 12 o'clock m., took recess to 2 o'clock p. m. today.

AFTERNOON SESSION.

The House met at 2 o'clock p. m. and was called to order by the Speaker.

HOUSE BILL NO. 45 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 45, A bill to be entitled "An Act to amend Chapter 161, Acts of the Regular Session of the Thirty-fifth Legislature, approved March 30, 1917, entitled 'An Act to amend subdivisions 1, 2, 6 and 7 of Article 1130, Chapter 2, Title 15, of the Code of Criminal Procedure of the State of Texas, adopted at the Regular Session of the Thirty-second Legislature, 1911, relating to the fees allowed sheriffs and constables in all cases when the charge is a felony, and declaring an emergency."

The bill was read second time.

Mr. Smith of Hopkins moved a call of the House for the purpose of maintaining a quorum until 5:30 o'clock p. m. today and the motion was duly seconded.

The Speaker directed the Doorkeeper to close the main entrance to the Hall and permit no member to leave the House without written permission from the Chair, and he instructed the Ser-

geant-at-Arms to lock all other doors leading out of the Hall.

Mr. Harris offered the following amendment to the bill:

Amend House bill No. 45 by exempting from the provisions of this bill all counties with a population of less than (25) twenty-five thousand inhabitants.

Mr. Tilson moved to postpone further consideration of the bill indefinitely.

The question being first put on the motion to postpone indefinitely, yeas and nays were demanded.

The motion to postpone indefinitely prevailed by the following vote:

Yeas—54.

Beason.	McFarland.
Bell.	Mendell.
Bland.	Miller of Dallas.
Bledsoe.	Morris.
Burton of Rusk.	Neeley.
Burton of Tarrant.	Neill.
Cadenhead.	O'Banion.
Cope.	O'Brien.
Cox.	Parks.
Crudgington.	Pillow.
Davis of Grimes.	Pope.
Denton.	Roemer.
Dudley.	Schlesinger.
Dunnam.	Schlosshan.
Estes.	Scholl.
Fairchild.	Sholars.
Fitzpatrick.	Spencer of Wise.
Haidusek.	Spradley.
Hardey.	Stewart.
Harris.	Swope.
Holland.	Thomason
Hudspeth.	of Nacogdoches.
Johnson.	Thompson
Laas.	of Red River.
Lange.	Tinner.
Lanier.	Tschoepe.
Low	Wilson.
of Washington.	Woodul.
McComb.	

Nays—34.

Baker.	Osborne.
Beasley.	Peyton.
Bertram.	Raiden.
Blackburn.	Reeves.
Blackmon.	Russell.
Butler.	Sackett.
Carlock.	Sentell.
Davis of Dallas.	Seawright.
Davis	Smith of Hopkins.
of Van Zandt.	Templeton.
De Bogory.	Terrell.
Lacey.	Thompson
Lee.	of Hunt.
Lindemann.	Tilson.
McDowra.	Traylor.
McMillin.	Veatch.
Meador.	Williford.
Murrell.	Yantis.

Present—Not Voting.

Mr. Speaker.	Fly.
Beard of Milam.	Robertson.
Bryan.	Woods.
Bryant.	

Absent.

Bagby.	Nichols.
Beard of Harris.	Nordhaus.
Bedell.	Peddy.
Blalock.	Richards.
Canales.	Rogers.
Cates.	Smith of Scurry.
Clark.	Spencer of Nolan.
Fisher.	Strayhorn.
Florer.	Taylor.
Greenwood.	Thomas.
Hartman.	Thomason
Hawkins.	of El Paso.
Hill.	Tillotson.
Holaday.	Upchurch.
Jones.	Valentine.
Laney.	Wahrmund.
Lowe.	Walker.
of McMullen.	White.
McCoy.	Williams
Martin.	of Brazoria.
Metcalfe.	Williams
Monday.	of McLennan.
Moore.	

Absent—Excused.

Brown.	Poage.
Dodd.	Sallas.
Miller of Austin.	Smith of Bastrop.

HOUSE BILL NO. 52 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 52, A bill to be entitled "An Act to repeal Chapter 183 of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is 'An Act to provide for the purchase of a site for, and for the establishment, location and construction of an asylum to be known as the Northwest Texas Asylum, for the care, treatment and support of white insane persons, and to make an appropriation therefor, and declaring an emergency'; providing that all acts done, contracts or agreements entered into, under the authority of Chapter 183 by the State, or any of its officers, agents or employes, and all appropriations provided in said chapter are hereby annulled, and declaring an emergency."

The bill was read second time.

(Mr. Mendell in the chair.)

Mr. Carlock offered the following amendment to the bill:

Amend House bill No. 52 by striking out the enacting clause.

Yeas and nays were demanded, and the amendment was adopted by the following vote:

Yeas—57.

Beason.	McFarland.
Bell.	Martin.
Blackburn.	Meador.
Bland.	Mendell.
Burton of Tarrant.	Metcalfe.
Butler.	Miller of Dallas.
Carlock.	Morris.
Cates.	Neeley.
Cox.	O'Brien.
Crudgington.	Parks.
Davis of Grimes.	Peyton.
De Bogory.	Pillow.
Denton.	Raiden.
Dudley.	Robertson.
Dunnam.	Roemer.
Estes.	Sackett.
Fisher.	Schlesinger.
Fitzpatrick.	Scholl.
Haidusek.	Sholars.
Harris.	Spradley.
Holland.	Swope.
Hudspeth.	Templeton.
Jones.	Thomason
Laas.	of Nacogdoches.
Lange.	Thompson
Lanier.	of Red River.
Lee.	Tilson.
Lindemann	Tschoepe.
Low	Woodul.
of Washington.	Yantis.

Nays—37.

Baker.	O'Banion.
Beard of Milam.	Osborne.
Beasley.	Pope.
Bedell.	Reeves.
Bertram.	Sentell.
Blackmon.	Schlosshan.
Bryan.	Seawright.
Burton of Rusk.	Smith of Hopkins.
Cadenhead.	Stewart.
Cope.	Terrell.
Davis of Dallas.	Thompson
Davis	of Hunt.
of Van Zandt.	Tillotson.
Hardey.	Tinner.
Holaday.	Trayler.
McComb.	Veatch.
McDowra.	Williford.
McMillin.	Wilson.
Murrell.	Woods.
Neill.	

Present—Not Voting.

Mr. Speaker.	Bryant.
Bledsoe.	Fly.

Russell.
Spencer of Wise.

Thomason
of El Paso.

Absent.

Bagby.	Nichols.
Beard of Harris.	Nordhaus.
Blalock.	Peddy.
Canales.	Richards.
Clark.	Rogers.
Fairchild.	Smith of Scurry.
Florer.	Spencer of Nolan.
Greenwood.	Strayhorn.
Hartman.	Taylor.
Hawkins.	Thomas.
Hill.	Upchurch.
Johnson.	Valentine.
Lacey.	Wahrmund.
Laney.	Walker.
Lowe	White.
of McMullen.	Williams
McCoy.	of Brazoria.
Monday.	Williams
Moore.	of McLennan.

Absent—Excused.

Brown.	Poage.
Dodd.	Sallas.
Miller of Austin.	Smith of Bastrop.

Reason for Vote.

In the absence of reliable information as to whether or not there is need of another insane asylum in Texas, I resolve the doubt in my mind in favor of the unfortunates, and therefore I vote "yea."

YANTIS.

Mr. Neeley moved to reconsider the vote by which the amendment striking out the enacting clause of the bill was adopted and to table the motion to reconsider.

The motion to table prevailed.

HOUSE BILL NO. 54 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 54, A bill to be entitled "An Act to amend Section 17 of Chapter 83, approved March 16, 1917, relating to the prospecting and development of minerals in the public lands, so as to appropriate to the general revenue the proceeds arising from the royalties from oil and gas developed in areas other than land belonging to the public free school fund, the University fund, and the several asylum funds, instead of appropriating said proceeds to the game, fish

and oyster funds, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 56 ON SECOND READING.

Mr. Hudspeth moved to suspend the constitutional rule requiring bills to be read on three several days and that House bill No. 56 be placed on its second and third readings and on its final passage.

The motion prevailed by the following vote:

Yeas—90.

Baker.	Meador.
Beard of Milam.	Mendell.
Beasley.	Metcalfe.
Beason.	Miller of Dallas.
Bertram.	Morris.
Blackburn.	Murrell.
Blackmon.	Neeley.
Bland.	Neill.
Bledsoe.	O'Banion.
Bryan.	O'Brien.
Burton of Rusk.	Osborne.
Burton of Tarrant.	Parks.
Butler.	Peyton.
Cadenhead.	Pillow.
Carlock.	Pope.
Clark.	Reeves.
Cope.	Robertson.
Cox.	Roemer.
Crudgington.	Russell.
Davis of Dallas.	Sackett.
Davis of Grimes.	Sentell.
Denton.	Schlesinger.
Dudley.	Schlosshan.
Dunnam.	Scholl.
Estes.	Seawright.
Fisher.	Sholars.
Greenwood.	Smith of Hopkins.
Haidusek.	Spradley.
Hardey.	Swope.
Harris.	Templeton.
Holaday.	Terrell.
Holland.	Thomason
Hudspeth.	of Nacogdoches.
Jones.	Thompson
Laas.	of Hunt.
Lacey.	Thompson
Lange.	of Red River.
Lanier.	Tillotson.
Lee.	Tilson.
Lindemann.	Tinner.
Low	Tschoepe.
of Washington.	Veatch.
McComb.	Williford.
McDowra.	Wilson.
McFarland.	Woods.
McMillin.	Woodul.
Martin.	

Nays—1.

Trayler.

Present—Not Voting.

Mr. Speaker.	Spencer of Wise.
Bryant.	Thomason
Fly.	of El Paso.
Raiden.	

Absent.

Bagby.	Moore.
Beard of Harris.	Nichols.
Bedell.	Nordhaus.
Bell.	Peddy.
Blalock.	Richards.
Canales.	Rogers.
Cates.	Smith of Scurry.
Davis	Spencer of Nolan.
of Van Zandt.	Stewart.
De Bogory.	Strayhorn.
Fairchild.	Taylor.
Fitzpatrick.	Thomas.
Florer.	Upchurch.
Hartman.	Valentine.
Hawkins.	Wahrmund.
Hill.	Walker.
Johnson.	White.
Laney.	Williams
Lowe	of Brazoria.
of McMullen.	Williams
McCoy.	of McLennan.
Monday.	Yantis.

Absent—Excused.

Brown.	Poage.
Dodd.	Sallas.
Miller of Austin.	Smith of Bastrop.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 56, A bill to be entitled "An Act to repeal all special road laws heretofore enacted for Titus county, Texas, and to specifically repeal Chapter 106 of Special Laws of the Regular Session of the Thirty-fifth Legislature, 1913, and declaring an emergency."

The bill was read second time and was passed to engrossment.

HOUSE BILL NO. 56 ON THIRD READING.

The Speaker then laid House bill No. 56 before the House on its third reading and final passage.

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—95.

Mr. Speaker.	Bedell.
Baker.	Bertram.
Beard of Milam.	Blackburn.
Beasley.	Blackmon.
Beason.	Bland.

Bledsoe.	Metcalf.
Bryan.	Miller of Dallas.
Burton of Rusk.	Morris.
Burton of Tarrant.	Murrell.
Butler.	Neeley.
Cadenhead.	Neill.
Carlock.	O'Banion.
Cates.	Osborne.
Clark.	Parks.
Cope.	Peyton.
Cox.	Pillow.
Crudgington.	Pope.
Davis of Dallas.	Reeves.
Davis of Grimes.	Robertson.
Davis	Roemer.
of Van Zandt.	Russell.
De Bogory.	Sackett.
Denton.	Sentell.
Dudley.	Schlesinger.
Dunnam.	Schlosshan.
Estes.	Scholl.
Fairchild.	Seawright.
Fisher.	Smith of Hopkins.
Fitzpatrick.	Spradley.
Greenwood.	Stewart.
Haidusek.	Swope.
Hardey.	Templeton.
Harris.	Terrell.
Holaday.	Thomason
Holland.	of Nacogdoches.
Hudspeth.	Thompson
Jones.	of Hunt.
Laas.	Thompson
Lacey.	of Red River.
Lange.	Tillotson.
Lanier.	Tilson.
Lee.	Tinner.
Lindemann.	Trayler.
McComb.	Tschoepe.
McDowra.	Veatch.
McFarland.	Williford.
McMillin.	Wilson.
Martin.	Woods.
Meador.	Yantis.
Mendell.	

Present—Not Voting.

Bryant.	Thomason
Fly.	of El Paso.
Spencer of Wise.	

Absent.

Bagby.	McCoy.
Beard of Harris.	Monday.
Bell.	Moore.
Blalock.	Nichols.
Canales.	Nordhaus.
Florer.	O'Brien.
Hartman.	Peddy.
Hawkins.	Raiden.
Hill.	Richards.
Johnson.	Rogers.
Laney.	Sholars.
Lowe	Smith of Scurry.
of McMullen.	Spencer of Nolan.
Low	Strayhorn.
of Washington.	Taylor.

Thomas.	Williams
Upchurch.	of Brazoria.
Valentine.	Williams
Wahrmund.	of McLennan.
Walker.	Woodul.
White.	

Absent—Excused.

Brown.	Poage.
Dodd.	Sallas.
Miller of Austin.	Smith of Bastrop.

SENATE BILL NO. 29 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 29, A bill to be entitled "An Act to create a more efficient road law for Madison county, etc., and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—97.

Mr. Speaker.	Hudspeth.
Baker.	Jones.
Beard of Milam.	Laas.
Beasley.	Lacey.
Beason.	Lange.
Bedell.	Lanier.
Bertram.	Lee.
Blackburn.	Lindemann.
Blackmon.	Low
Bland.	of Washington.
Bledsoe.	McComb.
Bryan.	McDowra.
Burton of Rusk.	McFarland.
Burton of Tarrant.	McMillin.
Butler.	Martin.
Cadenhead.	Meador.
Carlock.	Mendell.
Cates.	Metcalfe.
Clark.	Miller of Dallas.
Cope.	Morris.
Cox.	Murrell.
Davis of Dallas.	Neeley.
Davis of Grimes.	Neill.
Davis	O'Banion.
of Van Zandt.	O'Brien.
De Bogory.	Osborne.
Denton.	Parks.
Dudley.	Peyton.
Dunnam.	Pillow.
Estes.	Pope.
Fairchild.	Reeves.
Fisher.	Robertson.
Fitzpatrick.	Roemer.
Greenwood.	Russell.
Haidusek.	Sackett.
Hardey.	Sentell.
Harris.	Schlesinger.
Holaday.	Schlosshan.
Holland.	Scholl.

Seawright.	Thompson
Sholars.	of Red River.
Smith of Hopkins.	Tillotson.
Spradley.	Tilson.
Stewart.	Tinner.
Swope.	Trayler.
Templeton.	Tschoepe.
Terrell.	Veatch.
Thomason	Williford.
of Nacogdoches.	Wilson.
Thompson	Woods.
of Hunt.	Yantis.

Present—Not Voting.

Bryant.	Thomason
Fly.	of El Paso.
Spencer of Wise.	

Absent.

Bagby.	Peddy.
Beard of Harris.	Raiden.
Bell.	Richards.
Blalock.	Rogers.
Canales.	Smith of Scurry.
Crudgington.	Spencer of Nolan.
Florer.	Strayhorn.
Hartman.	Taylor.
Hawkins.	Thomas.
Hill.	Upchurch.
Johnson.	Valentine.
Laney.	Wahrmund.
Lowe	Walker.
of McMullen.	White.
McCoy.	Williams
Monday.	of Brazoria.
Moore.	Williams
Nichols.	of McLennan.
Nordhaus.	Woodul.

Absent—Excused.

Brown.	Poage.
Dodd.	Sallas.
Miller of Austin.	Smith of Bastrop.

SENATE BILL NO. 17 ON THIRD READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 17, A bill to be entitled "An Act validating the charters and amendments to charters of all cities of more than five thousand inhabitants in this State which have adopted charters, or attempted to adopt or amend charters, since the enactment of Chapter 147, General Laws of the Regular Session of the Thirty-third Legislature, 1913, and validating all proceedings had by city councils or city commissions, or governing authority, in regard to the question of the adoption of charters or amendments thereto, and declaring an emergency."

The bill was read third time.

The Clerk was directed to call the roll, and the bill was passed by the following vote:

Yeas—96.

Mr. Speaker.	McFarland.
Baker.	McMillin.
Beard of Milam.	Martin.
Beasley.	Meador.
Beason.	Mendell.
Bedell.	Metcalf.
Bell.	Miller of Dallas.
Bertram.	Morris.
Blackburn.	Neeley.
Blackmon.	Neill.
Bland.	O'Banion.
Bledsoe.	O'Brien.
Bryan.	Osborne.
Burton of Rusk.	Parks.
Burton of Tarrant.	Peyton.
Cadenhead.	Pillow.
Carlock.	Pope.
Cates.	Raiden.
Clark.	Reeves.
Cope.	Roemer.
Cox.	Russell.
Crudgington.	Sackett.
Davis of Dallas.	Sentell.
Davis of Grimes.	Schlesinger.
Davis	Schlosshan.
of Van Zandt.	Scholl.
De Bogory.	Seawright.
Denton.	Sholars.
Dudley.	Spencer of Nolan.
Dunnam.	Spencer of Wise.
Estes.	Spradley.
Fairchild.	Stewart.
Fisher.	Swope.
Fitzpatrick.	Templeton.
Greenwood.	Thomason
Hardey.	of Nacogdoches.
Harris.	Thompson
Holaday.	of Hunt.
Holland.	Thompson
Hudspeth.	of Red River.
Jones.	Tillotson.
Laas.	Tinner.
Lacey.	Trayler.
Lange.	Tschoepe.
Lanier.	Veatch.
Lee.	Williford.
Lindemann.	Wilson.
Low	Woods.
of Washington.	Woodul.
McComb.	Yantis.
McDowra.	

Nays—4.

Butler.	Terrell.
Smith of Hopkins.	Tilson.

Present—Not Voting.

Bryant.	Murrell.
Fly.	Thomason
Haidusek.	of El Paso.

Absent.

Bagby.	Peddy.
Beard of Harris.	Richards.
Blalock.	Robertson.
Canales.	Rogers.
Florer.	Smith of Scurry.
Hartman.	Strayhorn.
Hawkins.	Taylor.
Hill.	Thomas.
Johnson.	Upchurch.
Laney.	Valentine.
Lowe	Wahrmund.
of McMullen.	Walker.
McCoy.	White.
Monday.	Williams
Moore.	of Brazoria.
Nichols.	Williams
Nordhaus.	of McLennan.

Absent—Excused.

Brown.	Poage.
Dodd.	Sallas.
Miller of Austin.	Smith of Bastrop.

SENATE BILL NO. 10 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 10, A bill to be entitled "An Act to amend Chapter 42 of the General and Special Laws of the First Called Session of the Thirty-fifth Legislature, relating to the State Institution for the Training of Juveniles, as found on pages 92 and 93 of the Laws of the First Called Session of the Thirty-fifth Legislature."

The bill was read second time and was passed to a third reading.

BILL SIGNED BY THE SPEAKER.

The Speaker signed, in the presence of the House, after giving due notice thereof and its caption had been read, the following enrolled bill:

H. B. No. 28, "An Act to create a more efficient road system for Trinity county, Texas, and auxiliary thereto; to provide for the appointment of road overseers; to define the powers and jurisdiction of the commissioners court of said county with regard thereto; to create the authority of the county road superintendents and to define its duties; and to provide adequate penalties for the violation of the provisions of this act; repealing Chapter 146, passed by the Thirty-fifth Legislature in regular session, creating a special road law for

Trinity county, and declaring an emergency."

SENATE BILL NO. 6 ON SECOND
READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 6, A bill to be entitled "An Act to further regulate the conducting of fish hatcheries and the propagation of fish in this State by amending Article 4000 of the Revised Civil Statutes of this State, 1911, as amended by Chapter 146 of the Thirty-third Legislature, providing for the distribution by the State fish hatcheries of fish to private persons; providing that the Game, Fish and Oyster Commissioner of the State of Texas, as well as the United States Commissioner of Fisheries, or their duly authorized agents, may take or catch brood fish from the public fresh waters of this State, for the purpose of propagation; according to the United States Commissioner of Fisheries and his duly authorized agents the right to conduct fish hatcheries and fish culture and all operations connected therewith in any manner and at any time that may by them be considered necessary and proper; providing for a closed season on crappie, bass and catfish; prescribing the size of fish that may be taken; providing a penalty for a violation of this statute, and declaring an emergency."

The bill was read second time.

Mr. Metcalfe offered the following committee amendment to the bill:

Insert "channel cat, white perch and crappie" after the word "bass," line 32, page 6, Senate bill No. 6, printed.

On motion of Mr. Holland the committee amendment was tabled.

Senate bill No. 6 was then passed to a third reading.

Mr. Metcalfe moved to reconsider the vote by which the bill was passed to a third reading and to table the motion to reconsider.

The motion to table prevailed.

MESSAGES FROM THE ACTING
GOVERNOR.

Mr. S. Raymond Brooks, private secretary to the Acting Governor, appeared at the bar of the House, and being duly announced, presented the following mes-

sages from the Acting Governor, which were read to the House:

Governor's Office.

Austin, Texas, September 25, 1917.

To the Thirty-fifth Legislature in Third Called Session:

I submit for the consideration of your honorable body the following:

Enactment of an act to further define the powers and duties of the State Normal School Board of Regents, as set forth in Chapter 191 of the Acts of the Regular Session of the Thirty-fifth Legislature, providing for the establishment, maintenance and government of two State normal colleges, and as set forth in Chapter 197, Acts of the Regular Session of the Thirty-fifth Legislature, providing for the establishment, maintenance and government of a State normal school at Alpine, Texas; providing that the duties imposed upon the said State Normal School Board of Regents by the provisions of these acts may be further defined by providing that said Board shall be authorized to construct and have ready for occupancy one of these normal colleges not later than September 1, 1919, one by September 1, 1920, and one by September 1, 1922.

In obedience to the request of a large number of the members of your body, I have taken under consideration the matter of amending or repealing the laws creating these institutions. After an investigation of the steps taken by the State Board of Normal School Regents as authorized by the Legislature, it is my judgment that these laws cannot be repealed if due regard for the obligations of the State is taken into consideration.

I accompany this message with a statement from the State Normal School Board of Regents, who were authorized under the law to locate and establish these colleges; and it will be seen from this report that such progress has been made in the acceptance of sites which were donated by the several towns and cities which were candidates for the location of these schools, as to commit the State to the building and completion of same. I therefore suggest that the Treasury of the State may be relieved by the building of one of these institutions at intervals of two years; which will at the same time provide for carrying out these contracts authorized by the Legislature.

After a full and free discussion among the members of the State Normal School Board of Regents, the plan of building these colleges at the periods stated was approved as the best method of relieving a threatened deficiency in the Treasury and also carrying out the contracts as entered into by the Board.

I am accompanying this message also with the endorsement of such a plan by the State Normal School Board of Regents.

At my request there has been prepared by the Attorney General's Department, jointly with Hon. Leonard Tillotson, Representative from Austin county, a bill further defining the powers and duties of the Regents, which, in my judgment, will accomplish the best results under the circumstances.

Respectfully submitted,

W. P. HOBBY,

Acting Governor of Texas.

Austin, Texas, September 24, 1917.

Hon. W. P. Hobby, Governor of Texas,
Austin, Texas.

Dear Sir: As requested in your letter of the 22d inst., we give you as follows the status with regard to the three Normal Schools at Nacogdoches, Kingsville and Alpine, as provided for by the Thirty-fifth Legislature:

1. Stephen F. Austin Normal at Nacogdoches:

After canvassing the territory east of the 96th Meridian, and duly considering the propositions made to the Board by the several towns and cities which were candidates for the location of this school, the Board bearing in mind the limitations surrounding its action and conditions in the law providing for the creation of said school concluded that the Stephen F. Austin Normal College should be located at Nacogdoches.

The citizenship of that city has complied with all of the requirements of the law and with the exactions of the Board respecting the location of the school there. A tract of land containing 205 acres and conveniently located for the successful maintenance and operation of the school has been conveyed to the State, and have carried out all promises and conditions set forth in their formal application on file with this Board asking for the location of said school, a copy of which application is hereto attached and marked "Exhibit A" and made a part hereof. The deed conveying said land to the State has

been executed and delivered to the President of this Board, and the abstract of title to said property has been delivered to the Attorney General, and by him examined and is now being perfected in accordance with his opinion. The architects for the proposed building have been selected; plans and specifications therefor are being prepared; the architects and building committee for this Board have visited the site and caused to be prepared contour maps, and location of the buildings on the site have been designated.

In brief, all of the details preliminary to the construction of the buildings have been performed within the time and in the manner provided for in the bill creating said school.

2. South Texas State Normal, Kingsville, Texas:

This Board visited the territory south of the 29th parallel within which the South Texas Normal College was to be located as provided for in the law, and after carefully and personally investigating the merits of the several applicants, and the propositions submitted by the citizens of such communities, the Board deemed it their duty to locate the South Texas Normal College at Kingsville, and the propositions submitted by the citizens of that town, as amended by certain exactions of the Board, has been in all things complied with. Their original proposition containing their offer is hereto attached and marked "Exhibit B" and made a part hereof.

The site for the school, and the agricultural farm, containing 150 acres and 225 acres, respectively, have been by good and sufficient deeds conveyed to the State, title thereto has been examined and approved by the Attorney General. The sewerage system of the town of Kingsville has been extended to the building site, and every promise and condition of our contract with the citizens of Kingsville been in all things complied with.

The statement made with respect to the selection of architects, and preparations of the plans and specifications with reference to the Stephen F. Austin Normal College is also true with respect to the normal to be located at Kingsville.

3. The Sul Ross State Normal, Alpine, Texas:

It will be remembered that this normal was created by a special act of the

Thirty-fifth Legislature, and located at Alpine, conditioned upon the citizenship of that community making certain provisions for its location and maintenance, this Board being directed by the law to pass upon the question of site only.

The action of this Board with respect to the normal to be located at Alpine is set forth in the resolution passed by the Board at its meeting held in Austin on August 9, 1917, a copy of which resolution is hereto attached and marked "Exhibit C" and made a part hereof.

In undertaking to comply with the conditions set forth in said resolution, the citizens of Alpine have begun the drilling of a well for water, and we understand that said well has now reached a depth of 130 feet, according to the latest report received by this Board. The matter of perfecting the title to the original 100 acres of land has been approved by the Attorney General, and deed executed and delivered. Deeds to a portion of the additional lots required by the Board have been obtained and delivered, and effort is being made to acquire title to the additional lots.

It will be observed that a bond was required of the citizens of Alpine guaranteeing the performance of all the conditions precedent to the location of the school at Alpine, same being in the principal sum of \$50,000. This bond has not yet been furnished the Board as requested, same having been drawn by the Attorney General only recently, but it is our understanding that said bond will be forthcoming.

Respectfully submitted,
State Normal School Board of Regents,
(Signed) A. C. Goeth, President;
M. O. Flowers.
A. B. Martin,
Walter J. Crawford,
Robt. J. Eckhardt.

Austin, Texas, September 25, 1917.

Governor W. P. Hobby, Austin, Texas.

My dear Governor: Referring further to your inquiry as to the status with regard to the three new normal colleges to be established, namely: The South Texas Normal College at Kingsville, the Stephen F. Austin State Normal College at Nacogdoches, and the Sul Ross Normal College at Alpine. We beg leave to state that the general plan as outlined in the bill proposed by the Hon. Leonard Tillotson is satisfactory to this board, as the best method of carrying

out the contracts entered into by this board.

Very truly yours,

A. C. GOETH,
President State Normal School Board of Regents.

Governor's Office,
Austin, Texas, September 25, 1917.

To the Thirty-fifth Legislature in Third Called Session:

I submit for the consideration of your honorable body the following subjects:

1. Enactment of an act to amend Chapter 5 of the Acts of the Thirty-fifth Legislature, at the First Called Session, making an appropriation for the military forces of the State and for the Adjutant General's Department, and amending this act so as to provide an appropriation of \$400,000 instead of \$750,000.

2. Enactment of an act to amend Chapter 36 of the Acts of the Thirty-fifth Legislature, at the First Called Session, and providing for the Ranger Home Guard; and to amend same by making an appropriation of \$150,000 instead of \$250,000.

3. After an investigation made by me through the Adjutant General's Department, I have reached the conclusion that the amounts appropriated in the acts mentioned can be reduced as indicated above without impairing the efficiency of the service; and as a further step to avoid a deficiency in the State Treasury, I recommend that these acts be amended.

Respectfully submitted,
W. P. HOBBY,
Acting Governor of Texas.

SENATE BILL NO. 26 ON SECOND READING.

The Speaker laid before the House, on its second reading and passage to a third reading,

S. B. No. 26, A bill to be entitled "An Act to authorize the commissioners court of Brevster county, State of Texas, by a majority vote to issue scrip payable from one to twenty years from date, bearing interest at the rate of not to exceed 6 per cent; for the purpose of taking up the present indebtedness of the county incurred for the building of roads and bridges in said county; providing that the yearly net revenue, less the necessary sinking fund to cover said scrip issue, may be used by the

commissioners court of said county in repairing and building roads and bridges, and declaring an emergency."

The bill was read second time and was passed to a third reading.

SENATE BILL NO. 9 ON THIRD
READING.

The Speaker laid before the House, on its third reading and final passage,

S. B. No. 9, A bill to be entitled "An Act creating an express lien in favor of the State of Texas on all public free school land, University land, and the several asylums land for the use and benefit of the public free school fund, the University fund, and the several asylums fund for the purpose of securing the payment to said funds of all unpaid purchase money and interest thereon due and to become due upon all of said lands which have heretofore been sold and which may hereafter be sold so long as any portion of the principal or any portion of the interest thereon remains unpaid; also authorizing the Commissioner of the General Land Office on behalf of the State of Texas to transfer the indebtedness due to said funds and the lien held upon said land for the benefit of said funds to secure the payment of the principal and interest to such person, firm or corporation as may make payment in full to the State for all sums due upon said land, and providing that the person, firm or corporation that may pay said indebtedness shall be subrogated to all the rights, liens and remedies held and enjoyed by the State, and declaring an emergency."

The bill was read third time.

Mr. Bertram offered the following amendment to the bill:

Amend Senate bill No. 9, Section 1, on page 255, Senate Journal, by striking out the words "now due and that" in line 3.

The amendment was lost.

Question recurring on the passage of the bill, yeas and nays were demanded.

The bill was passed by the following vote:

Yeas—74.

Beasley.	Butler.
Beason.	Cadenhead.
Bell.	Carlock.
Blackburn.	Cates.
Blackmon.	Clark.
Bland.	Cope.
Bryan.	Crudgington.
Bryant.	Davis of Dallas.

Davis of Grimes.	Neeley.
Davis	Neill.
of Van Zandt.	Parks.
De Bogory.	Pillow.
Denton.	Pope.
Dudley.	Raiden.
Estes.	Roemer.
Fairchild.	Sackett.
Fisher.	Sentell.
Fitzpatrick.	Schlosshan.
Fly.	Smith of Bastrop.
Greenwood.	Smith of Hopkins.
Haidusek.	Spradley.
Hill.	Stewart.
Holland.	Taylor.
Hudspeth.	Templeton.
Johnson.	Thomason
Jones.	of Nacogdoches.
Lacey.	Thompson
Lange.	of Hunt.
Lanier.	Thompson
Lindemann.	of Red River.
McComb.	Tillotson.
McDowra.	Tilson.
McFarland.	Tschoepe.
McMillin.	Veatch.
Martin.	Walker.
Mendell.	White.
Metcalfe.	Wilson.
Miller of Dallas.	Woodul.
Murrell.	Yantis.

Nays—25.

Baker.	Osborne.
Beard of Milam.	Peyton.
Bedell.	Reeves.
Bertram.	Russell.
Burton of Rusk.	Schlesinger.
Cox.	Scholl.
Harris.	Seawright.
Holaday.	Spencer of Wise.
Laas.	Terrell.
Lee.	Tinner.
Meador.	Trayler.
Morris.	Williford.
O'Banion.	

Present—Not Voting.

Mr. Speaker. Woods.

Absent.

Bagby.	Low
Beard of Harris.	of Washington.
Blalock.	McCoy.
Bledsoe.	Monday.
Burton of Tarrant.	Moore.
Canales.	Nichols.
Dunnam.	Nordhaus.
Florer.	O'Brien.
Hardey.	Peddy.
Hartman.	Richards.
Hawkins.	Robertson.
Laney.	Rogers.
Lowe	Sholars.
of McMullen.	Smith of Scurry.

Spencer of Nolan.	Valentine.
Strayhorn.	Wahrmund.
Swope.	Williams
Thomas.	of Brazoria.
Thomason	Williams
of El Paso.	of McLennan.
Upchurch.	

Absent—Excused.

Brown.	Poage.
Dodd.	Sallas.
Miller of Austin.	

HOUSE BILLS ON FIRST READING.

The following House bills, introduced today, were laid before the House, read severally the first time, and referred to the appropriate committees, as follows:

By Mr. Tillotson:

H. B. No. 58, A bill to be entitled "An Act further defining the powers and duties of the State Normal School Board of Regents as set forth in Chapter 191 of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is 'An Act to provide for the establishment, maintenance and government of two State normal schools, providing for the location of same, and declaring an emergency,' and as set forth in Chapter 197 of the Acts of the Regular Session of the Thirty-fifth Legislature, which chapter is 'An Act to provide for the establishment, maintenance and government of a State normal school to be located at Alpine, in Brewster county, Texas, to be known as the "Sul Ross Normal College," and declaring an emergency'; providing for the repeal of all appropriations made for any and all purposes under each of said Chapters 191 and 197; providing for an appropriation to carry into effect the specific powers and duties imposed upon the said State Normal School Board of Regents by the provisions of this act, and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Fuller, Mr. Tillotson, Mr. Fly, Mr. Crudgington, Mr. Dudley, Mr. Miller of Dallas, Mr. Woods, Mr. Bryan, Mr. Haidusek, Mr. Pope, Mr. Sackett, Mr. Bell, and Mr. Bryant:

H. B. No. 59, A bill to be entitled "An Act to create a joint legislative investigating committee, to be composed of three members of the Senate to be appointed by the President of the Senate, and six members of the House, to be appointed by the Speaker of the

House, which committee shall be charged with the duty of investigating the management of all departments, institutions and agencies of the State; providing for its organization and for the adoption by it of rules of procedure; prescribing generally its powers and duties, and authorizing the employment by such committee of all employes and accountants deemed necessary to the proper performance of such duties; providing for the filling of any vacancy on the committee; requiring the chairman to report violations of law to proper officers; providing for the manner of paying and per diem and expenses of such committee while engaged in the performance of duty; requiring the formulation and filing of a report of the investigation authorized, and for the formulation and filing of a recommendation for legislation deemed advisable for the judicious conduct of the State's affairs; providing for the summoning of witnesses and for the payment of witness fees; making it the duty of the heads of departments of the State government and State institutions and all persons identified with the agencies or enterprises of the State to produce such records and to answer such inquiries as may be required; creating offenses for violations of this act, prescribing punishment therefor and conferring jurisdiction and venue upon the county court of Travis county for the trial thereof; providing that when a witness refuses to answer questions or to produce papers, documents or instruments requested, the committee may make a report to the judge of any district court of Travis county, with a motion to have such witness brought before the court, if in session, or the judge, if in vacation; making it the duty of the court to consider the motion, and if he determines the evidence relevant and with the legal powers of the committee to appear before him in the usual manner and to require such witness to answer all pertinent questions and to produce any books, papers or other documents required; prescribing the terms of the subpoena, requiring that the questions and answers of the witness shall be taken by a competent stenographer and transcribed; conferring jurisdiction and venue upon all the district courts and district judges of Travis county, and authorizing the judge or court to punish any witness for contempt; providing for an appropriation to pay the per diem and expenses of the committee and

for compensation for all employes of the committee and to defray all expenses as authorized by this act, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Pope:

H. B. No. 60, A bill to be entitled "An Act repealing Chapter 191, Acts of the Thirty-fifth Legislature, at its regular session in 1917, and being entitled 'An Act to provide for the establishment, maintenance and government of two State normal colleges; providing for the location of same, and declaring an emergency'; cancelling and annulling all acts done in pursuance of said Chapter 191; providing for a committee to report for repayment of moneys paid out by order of any of the officers, agents or employes of the State by virtue of the authority of said Chapter 191, by any town in which either of said colleges may have been located; providing for the payment of the expenses of said committee, and declaring an emergency."

Referred to Committee on Appropriations.

MOTION TO RE-REFER HOUSE BILL NO. 60.

Mr. Thomason of Nacogdoches moved that H. B. No. 60 be withdrawn from the Committee on Appropriations and referred to the Committee on Education.

Mr. Blackmon moved a call of the House for the purpose of maintaining a quorum, and the motion was duly seconded.

The Speaker directed the Doorkeeper to close the main entrance to the Hall and permit no member to leave the Hall without written permission from the Chair, and he instructed the Sergeant-at-Arms to lock all other doors leading out of the Hall.

Mr. Lee moved that the House adjourn until 9:30 o'clock a. m. tomorrow.

Yeas and nays were demanded, and the motion was lost by the following vote:

Yeas—26.

Beason.	Greenwood.
Bryan.	Hill.
Cates.	Holland.
Cox.	Hudspeth.
Crudgington.	Laas.
Denton.	Lacey.
Fisher.	Lee.

McFarland.
Morris.
Neill.
Sackett.
Sholars.
Spencer of Wise.
Spradley.

Thompson
of Red River.
Tschoepe.
Walker.
Woodul.
Yantis.

Nays—72.

Mr. Speaker.	Metcalf.
Baker.	Miller of Dallas.
Beard of Milam.	Murrell.
Beasley.	Neeley.
Bell.	O'Banion.
Bertram.	Osborne.
Blackmon.	Parks.
Bland.	Peyton.
Bryant.	Pillow.
Burton of Rusk.	Pope.
Butler.	Raiden.
Cadenhead.	Reeves.
Carlock.	Roemer.
Clark.	Russell.
Cope.	Sentell.
Davis of Dallas.	Schlesinger.
Davis of Grimes.	Schlosshan.
Davis of Van Zandt.	Scholl.
De Bogory.	Seawright.
Dudley.	Smith of Hopkins.
Estes.	Stewart.
Fairchild.	Taylor.
Fitzpatrick.	Templeton.
Fly.	Terrell.
Haidusek.	Thomason
Harris.	of Nacogdoches.
Holaday.	Thompson
Johnson.	of Hunt.
Jones.	Tillotson.
Lange.	Tilson.
Lindemann.	Tinner.
McComb.	Trayler.
McDowra.	Veatch.
McMillin.	White.
Martin.	Williford.
Meador.	Wilson.
Mendell.	Woods.

Absent.

Bagby.	Low
Beard of Harris.	of Washington.
Bedell.	McCoy.
Blackburn.	Monday.
Blalock.	Moore.
Bledsoe.	Nichols.
Burton of Tarrant.	Nordhaus.
Canales.	O'Brien.
Dunnam.	Peddy.
Florer.	Richards.
Hardey.	Robertson.
Hawkins.	Rogers.
Hartman.	Smith of Scurry.
Laney.	Spencer of Nolan.
Lanier.	Strayhorn.
Lowe	Swope.
of McMullen.	Thomas.

Thomason
of El Paso.
Upchurch.
Valentine.
Wahrmund.

Williams
of Brazoria.
Williams
of McLennan.

Absent—Excused.

Brown.
Dodd.
Miller of Austin.

Poage.
Sallas.
Smith of Bastrop.

Question recurring on the motion to re-refer, it was lost.

Mr. Bryan moved to reconsider the vote by which the motion to re-refer was lost, and to table the motion to reconsider.

The motion to table prevailed.

ADJOURNMENT.

On motion of Mr. Holland the House, at 5:45 o'clock p. m., adjourned until 9:30 o'clock a. m. tomorrow.

APPENDIX.

REPORTS OF COMMITTEE ON ROADS, BRIDGE AND FERRIES.

Committee Room,
Austin, Texas, September 24, 1917.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred House bill No. 48, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

BLAND, Chairman.

Committee Room,
Austin, Texas, September 25, 1917.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Roads, Bridges and Ferries, to whom was referred House bill No. 56, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

BLAND, Chairman.

REPORT OF COMMITTEE ON MINES AND MINING.

Committee Room,
Austin, Texas, September 24, 1917.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Mines and

Mining, to whom was referred House bill No. 54, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass. Mr. Baker has been appointed to make a full report thereon.

BEARD of Milam, Chairman.

REPORTS OF COMMITTEE ON EN- ROLLED BILLS.

Committee Room,
Austin, Texas, September 25, 1917.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 18, "An Act to amend Sections 1, 2 and 6, Chapter 4, of the Special Laws of the Regular Session of the Thirty-fifth Legislature, 1917, being an act to create a more efficient road law for Llano county, Texas, etc.."

Have carefully compared same, and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

BEDELL Chairman.

Committee Room,
Austin, Texas, September 25, 1917.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 27, "An Act creating the Ben Wheeler Independent School District in Van Zandt county, Texas, defining its metes and bounds, providing for a board of trustees therefor, vesting it with the rights and duties of districts incorporated for school purposes only under the general laws, and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

BEDELL, Chairman.

Committee Room,
Austin, Texas, September 25, 1917.
Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 21, "An Act to amend Chapter 104 of the Acts of the Regular Session of the Thirty-fifth Legislature of the State of Texas, entitled an act creating a more efficient road system for Newton

county, Texas, etc., and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

BEDELL, Chairman.

Committee Room,

Austin, Texas, September 25, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 5, "An Act to amend Chapter 105 of the Acts of the Regular Session of the Twenty-ninth Legislature, which chapter is entitled 'An Act to prevent the diversion of electric current, water or gas, from passing through any meter, and prevent any electric, water or gas meter by any manner or means from registering the full amount of current of electricity, water or gas, that passes through it, and to prevent the diversion from any wire of electric currents, water or gas, of any person, corporation or company engaged in the manufacture or distribution of electricity, water or gas, for lighting, power or other purposes; and to prevent the retaining of, or refusing to deliver any meters, lamps or other appliances which may have been loaned or supplied for furnishing electricity, water or gas; and to prescribe a penalty for the violation thereof'; so amending said chapter as to make the presence on or about such meters, wires and pipes, of any device for the diversion of electric current, water or gas, or for the prevention of the proper action, or registration of the meter prima facie evidence of intention on the part of the user to defraud, within the scope of such chapter and so amending said act as to effect more fully the purpose thereof, and to repeal all laws in conflict herewith."

Have carefully compared same, and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

BEDELL, Chairman.

Committee Room,

Austin, Texas, September 25, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 16, "An Act to amend

Sections Nos. 2 and 14 of the Special Road Laws of Coleman county, Texas, approved April 15, 1905, being House bill No. 542, as amended by an act being House bill No. 688, of the Special Laws of Texas, and as amended by an act being House bill No. 52, of the Special Laws of Texas, approved June 4, 1915, which House bill No. 542 is entitled: 'An Act to amend Sections 2, 4, 6, 7, 9, 12 and 14 of the Special Laws of Texas, approved April 15, 1905, being House bill No. 542, entitled 'An Act to create a more efficient road system for Coleman county, Texas; and making the county commissioners of said county ex-officio road commissioners, and prescribing their duties as such, and providing for the appointment of road overseers, and defining their duties and for the working of county convicts upon the public roads of said county, and providing for officers' fees and rewards for escaped convicts, and authorizing the working of county convicts partly upon the county convict farm as well as upon the public roads, and partly upon both, in the discretion of the commissioners court, and making provisions applicable as far as practicable to convicts when worked upon county farms; and to provide for the summoning of teams for road work and for an allowance of time of road service for same; and fixing a penalty for a violation of this act; and to repeal all laws in conflict with this act as to Coleman county; providing for the condemnation of land needed for widening, straightening, changing or draining roads; providing for the taking of timber, gravel, earth, stone or other necessary material for the improvement of roads, and giving persons summoned to work upon the roads the right to be relieved from the discharge of such duty on the payment of specific sums of money herein stipulated; providing for the collection of such sums of money by road overseers; and prescribing the penalties for failure to comply with the provisions of this act.'" and declaring an emergency,"

Have carefully compared same, and find it correctly enrolled, and have this day, at 11 o'clock a. m., presented same to the Governor for his approval.

BEDELL, Chairman.

Committee Room,

Austin, Texas, September 25, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 28, "An Act to create a more efficient road system for Trinity county, Texas, and auxiliary thereto; to provide for the appointment of road overseers; to define the powers and jurisdiction of the commissioners court of said county with regard thereto; to create the authority of the county road superintendents and to define its duties; and to provide adequate penalties for the violation of the provisions of this act; repealing Chapter 146, passed by the Thirty-fifth Legislature in Regular Session, creating a special road law for Trinity county, and declaring an emergency."

Have carefully compared same, and find it correctly enrolled, and have this day, at 5:41 o'clock p. m., presented same to the Governor for his approval.

BEDELL, Chairman.

REPORT OF JUDICIARY COMMITTEE.

Committee Room,

Austin, Texas, September 25, 1917.

Hon. F. O. Fuller, Speaker of the House of Representatives.

Sir: Your Judiciary Committee, to whom was referred House bill No. 47, have had the same under consideration and I am instructed to report it back to the House with the recommendation that it do pass.

BRYANT, Chairman.

TWENTY-FIFTH DAY.

(Wednesday, September 26, 1917.)

The House met at 9:30 o'clock a. m. pursuant to adjournment.

(Speaker Fuller in the chair.)

The roll was called and the following members were present:

Mr. Speaker.	Cadenhead.
Baker.	Carlock.
Beard of Milam.	Cates.
Beasley.	Clark.
Beason.	Cope.
Bedell.	Cox.
Bell.	Crudgington.
Bertram.	Davis of Dallas.
Blackburn.	Davis of Grimes.
Blackmon.	Davis
Bland.	of Van Zandt.
Bryan.	De Bogory.
Bryant.	Denton.
Burton of Rusk.	Dudley.
Burton of Tarrant.	Dunnam.
Butler.	Estes.

Fairchild.
Fitzpatrick.
Fly.
Haidusek.
Hardey.
Harris.
Hill.
Holaday.
Holland.
Hudspeth.
Johnson.
Jones.
Laas.
Lacey.
Lange.
Lanier.
Lee.
Lindemann.
Low
of Washington.
McComb.
McDowra.
McFarland.
McMillin.
Meador.
Mendell.
Metcalf.
Miller of Dallas.
Moore.
Morris.
Murrell.
Neeley.
Neill.
O'Banion.
O'Brien.
Osborne.
Parks.
Peyton.
Pillow.
Pope.

Raiden.
Reeves.
Robertson.
Roemer.
Russell.
Sackett.
Sentell.
Schlesinger.
Schlosshan.
Scholl.
Seawright.
Sholars.
Smith of Bastrop.
Smith of Hopkins.
Spencer of Wise.
Spradley.
Stewart.
Taylor.
Templeton.
Terrell.
Thomason
of Nacogdoches.
Thompson
of Hunt.
Thompson
of Red River.
Tillotson.
Tilson.
Tinner.
Traylor.
Tschoepe.
Veatch.
Walker.
White.
Williford.
Wilson.
Woods.
Woodul.
Yantis.

Absent.

Bagby.	Nichols.
Beard of Harris.	Peddy.
Blalock.	Rogers.
Canales.	Smith of Scurry.
Fisher.	Spencer of Nolan.
Florer.	Strayhorn.
Greenwood.	Swope.
Hartman.	Thomas.
Hawkins.	Upchurch.
Laney.	Valentine.
Lowe	Wahrmund.
of McMullen.	Williams
McCoy.	of Brazoria.
Martin.	Williams
Monday.	of McLennan.

Absent—Excused.

Bledsoe.	Poage.
Brown.	Richards.
Dodd.	Sallas.
Miller of Austin.	Thomason
Nordhaus.	of El Paso.

The Speaker announced a quorum present.